

SHIPPED: Between 1-24-63 and 2-14-63, from Tijuana, Mexico, by Serrano Bros., and from Ensenada, Mexico, by Y. Torres.

LABEL IN PART: (Bale) "Santa Maria Brand Corn Husks * * * Prod. of Mexico Santa Maria, B.C." and (case) "Mojave Brand Packed by Villmer Packing Co. Los Angeles, Calif. * * * #1 Grade Corn Husks For Tamales."

RESULTS OF INVESTIGATION: The articles in the cases had been repacked by the dealer.

LIBELED: 4-3-63, S. Dist. Calif.

CHARGE: 402(a)(3)—contained insects, insect larvae, insect pupae, and insect-damaged corn husks when shipped and while held for sale.

DISPOSITION: 4-25-63. Default—destruction.

29196. Egg dye. (F.D.C. No. 48825. S. No. 14-218 V.)

QUANTITY: 15,000 pkgs., at Chicago, Ill., in possession of Athenian Candle Co.

SHIPPED: 4-9-62, from Buffalo, N.Y.

LABEL IN PART: (Pkg.) "Red Coloring For Eggs Directions For Coloring * * * sold by Athenian Candle Company * * * Chicago 6, Ill." (All except dealer's name, address, and telephone number was written in the Greek language.)

RESULTS OF INVESTIGATION: The main ingredient consisting of a red dye was shipped as reported above to Chicago, Ill., where it was manufactured in final form, and delivered in bulk drums to the dealer who repackaged and labeled the article as described above.

LIBELED: 3-26-63, N. Dist. Ill.

CHARGE: 402(c)—while held for sale, the article was a color additive which was unsafe within the meaning of 706(a) since it and its intended use were not in conformity with a regulation or exemption in effect.

DISPOSITION: 4-18-63. Default—destruction.

29197. Lobster newburg dinner. (F.D.C. No. 48630. S. No. 7-535 V.)

QUANTITY: 24 cases, each containing 12 11-oz. pkgs., at Watertown, Mass.

SHIPPED: 12-4-62, from Portland, Maine, by Downeaster Div., Jacob Associates, Inc.

LABEL IN PART: (Pkg.) "Downeaster Maine Lobster Newburg Dinner Ingredients: Lobster Meat * * * Shellfish * * * Certified Color * * * Distributed by Jacob Associates, Inc., West Chester, Pa."

RESULTS OF INVESTIGATION: Examination showed the article to be a precooked plate dinner consisting of peas, potatoes, and an artificial pink-colored sauce containing pieces of shellfish. Analysis showed the shellfish was composed of lobster and approximately 11½ percent of a seafood ingredient other than lobster. Factory inspection of the manufacturer, Downeaster Div., Jacob Associates, Inc., showed that the seafood ingredients of the article were lobster and scallops.

LIBELED: 2-11-63, Dist. Mass.

CHARGE: 402(b)(2)—when shipped, scallops had been substituted in whole or in part for lobster; 402(b)(4)—scallops and artificial pink color were added to the article, or mixed or packed therewith so as to increase its bulk and make it appear better or of greater value than it was; and 403(a)—the name "Maine Lobster Newburg Dinner" and the label vignette depicting lobsters and pieces of lobster in a pink-colored sauce, were false and misleading.

DISPOSITION: 4-15-63. Default—delivered to a charitable institution.